

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS,
WESTERN DIVISION**

TEGRANT ALLOYD BRANDS, INC.,)	
)	
)	
Plaintiff,)	No. 08 C 50041
)	
v.)	Judge Kapala
)	Magistrate Judge Mahoney
THE MERCHANT OF TENNIS, INC. d/b/a U.S. MERCHANTS,)	
)	
)	
Defendant.)	

NOTICE OF MOTION

TO: John J. O'Malley
Brian P. Roche
Jeffrey P. Swatzell
Seyfarth Shaw LLP
131 South Dearborn Street
Suite 2400
Chicago, IL 60603-5577

PLEASE TAKE NOTICE that on May 30, 2008 at 1:30 p.m. or as soon thereafter as counsel may be heard, we shall appear before the Honorable Judge Mahoney, or in his absence before any other Judge who may be sitting in his stead, in Courtroom 206 of the United States District Court for the Northern District of Illinois, Western Division, 211 South Court Street, Rockford, Illinois, and shall then and there present **Defendant's Motion To Dismiss Count II of the Amended Complaint and Supporting Memorandum of Law** which are hereby served upon you.

Dated: May 27, 2008

Respectfully submitted,

s/ Alison C. Conlon
One of the Attorneys for *The Merchant of
Tennis, Inc. d/b/a U.S. Merchants*

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CERTIFICATE OF SERVICE

The undersigned certifies that on May 27, 2008, a true and correct copy of the foregoing **Notice of Motion; Defendant's Motion To Dismiss Count II of the Amended Complaint and Supporting Memorandum of Law** were electronically filed with the Clerk of the Court for the Northern District of Illinois using the CM/ECF system. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's CM/ECF system.

s/ Alison C. Conlon

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One of the Attorneys for *The Merchant of Tennis,
Inc. d/b/a U.S. Merchants*